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UNITED STATES DISTRICT COURT DISTRICT OF NEVADA

ANTONIO LAVON DOYLE,

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Respondents.¹

Case No. 3:00-cv-0101-RCJ-WGC

MOTION TO VACATE STAY AND REOPEN CAPITAL HABEAS **PROCEEDINGS**

(Death Penalty Habeas Corpus Case)

Petitioner, Antonio Lavon Doyle, by and through counsel, hereby requests that this action, which was stayed and held in abeyance to allow counsel to litigate Mr. Doyle's state court petition for writ of habeas corpus, be returned to the active docket of this Court to allow Mr. Doyle the opportunity to litigate his claims of federal constitutional errors.

¹ Under Fed. R. Civ. P. 25(d), a public officer's "successor is automatically substituted as a party."

Case 3:00-cv-00101-RCJ-WGC Document 256 Filed 06/03/16 Page 2 of 3

On December 18, 2009, this Court entered an order staying this action to allow Mr. Doyle to exhaust his state remedies as to unexhausted claims. ECF No. 230 at 6. The Nevada Supreme Court denied Mr. Doyle's petition for rehearing on December 2, 2015. Mr. Doyle's state proceedings concluded on May 6, 2016, when the Nevada Supreme Court issued remittitur. See Ex. 1.

DATED this 3rd day of June, 2016.

Respectfully submitted, RENE L. VALLADARES Federal Public Defender

/s/Randolph M. Fiedler
RANDOLPH M. FIEDLER
Assistant Federal Public Defender

CERTIFICATE OF SERVICE

In accordance with the Rules of Civil Procedure, the undersigned hereby certifies that on this 3rd day of June, 2016, a true and correct copy of the foregoing MOTION TO VACATE STAY AND REOPEN CAPITAL HABEAS PROCEEDINGS, was filed electronically with the United States District Court. Electronic service of the foregoing document shall be made in accordance with the master service list as follows:

Steven S. Owens
Deputy District Attorney
Clark County District Attorney's Office

Robert E. Weiland
Senior Deputy Attorney General
Bureau of Criminal Justice

/s/ Felicia Darensbourg

An Employee of the Federal Public Defender, District of Nevada